

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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RELIASTAR LIFE INSURANCE COMPANY,  
Plaintiff(s),  
v.  
GRAND HILLS RESORT AND COUNTRY  
CLUB, INC. and PATRICK HOWERTER,  
Defendant(s).

Case No. 2:14-CV-1157 JCM (PAL)

ORDER

Presently before the court is defendant Patrick Howerter's ("Howerter") motion for disbursement of interpleaded funds. (Doc. # 43). On July 22, 2015, defendant Grand Hills Resort and Country Club, Inc. ("Grand Hills") filed a non-opposition to the notice. (Doc. # 47).

On July 14, 2014, Reliastar Life Insurance Company ("Reliastar") filed the instant case, interpleading Howerter and Grand Hills as defendants. (Doc. # 1). On February 2, 2015, Reliastar deposited \$634,585.92 with the court in exchange for being dismissed from the instant case. (Doc. # 25). Reliastar was dismissed from this action on December 8, 2014. (Doc. # 21).

On December 24, 2014, Howerter moved for summary judgment. (Doc. # 22). On March 27, 2015, the court granted the motion. (Doc. # 34). On the same date, the clerk entered judgment in favor of Howerter in the amount of \$634,585.92. (Doc. # 35).

On April 10, 2015, Grand Hills filed a notice of appeal. (Doc. # 36). On the same date, Grand Hills filed a motion to stay execution of judgment without bond pending appeal. (Doc. # 37). On June 19, 2015, the court denied the motion. (Doc. # 42).

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1 On July 15, 2015, the Ninth Circuit entered an order granting Grand Hills's motion to  
2 voluntarily dismiss the appeal. (Doc. # 44). On July 20, 2015, the court entered an order on the  
3 Ninth Circuit's mandate. (Doc. # 46).

4 Considering the Ninth Circuit's order and the instant unopposed motion, the court will  
5 grant the motion and allow release of the interpleaded funds in this case.

6 Accordingly,

7 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that defendant Patrick  
8 Howerter's motion for disbursement of interpleaded funds, (doc. # 43), be, and the same hereby  
9 is, GRANTED.

10 DATED July 24, 2015.

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13 UNITED STATES DISTRICT JUDGE  
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